

Revision: HCFA-PM-87-4 (BERC)
MARCH 1987

OMB No.: 0938-0193

State/Territory: Guam

SECTION 3 - SERVICES: GENERAL PROVISIONS

Citation

Part 440,
Subpart B and
1902(e)(5),
1905(a)(18)
through (20), and
1920 of the Act,
P.L. 99-272
(Sections 9501,
9505 and 9526) and
1902(a), 1902
(a)(47),
1902(e)(7)
through (9),
and 1920
of the Act,
P.L. 99-509
(Secs. 9401(d),
9403, 9406
through 9408)
and P.L. 99-514
(Sec. 1895(c)(3))

3.1 Amount, Duration, and Scope of Services

(a) Medicaid is provided in accordance with the requirements of 42 CFR Part 440, Subpart B and sections 1902(a), 1902(a)(47), 1902(e)(5), (7), (8) and (9), 1905(a)(18) through (20), 1905(p), 1915(g)(2), and 1920 of the Act.

(1) (i) Each item or service listed in section 1905(a)(1) through (5) of the Act, as defined in 42 CFR Part 440, Subpart A is provided for the categorically needy.

(ii) Nurse-midwife services listed in section 1905(a)(17) of the Act, as defined in 42 CFR 440.165 are provided for the categorically needy to the extent that nurse-midwives are authorized to practice under State law or regulation. Nurse-midwives are permitted to enter into independent provider agreements with the Medicaid agency without regard to whether the nurse-midwife is under the supervision of, or associated with, a physician or other health care provider.

/X/ Not applicable. Nurse-midwives are not authorized to practice in this State.

1902(e)(5) of the
Act, P.L. 99-272
(Section 9501)

(iii) For any women who, while pregnant, were eligible for, applied for, and received medical assistance under the approved State plan, all pregnancy-related and postpartum services will continue to be provided, as though the women were pregnant, for 60 days after the pregnancy ends, beginning on the last date of pregnancy.

/X/ (iv) For pregnant women, services for any other medical condition that may complicate the pregnancy are provided.

TN No. 87-4
Supersedes
TN No. 87-2

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 1008P/0011P

Revision: HCFA-PM-87-9 (BERC)
AUGUST 1987

OMB No.: 0938-0193

State/Territory: GUAM

Citation

1902(a)(10),
clause (VII)
of the matter
following (E)
of the Act,
P.L. 99-509
(Sec. 9401(c))

3.1 (a) (1) (Continued)

(v) Medical assistance furnished to optional categorically needy pregnant women (during pregnancy and during 60 days after the pregnancy ends) under the provisions of section 1902(a)(10)(A)(ii)(IX) of the Act is limited to services related to pregnancy (including prenatal, delivery, and postpartum services) and to other conditions that may complicate pregnancy.

1902(a)(47) and
1920 of the Act,
P.L. 99-509
(Section 9407)

/ (vi) Ambulatory prenatal care for pregnant women during a presumptive eligibility period is provided to categorically needy individuals as indicated in item 3.6 of this plan.

(vii) Home health services are provided to categorically needy recipients entitled to skilled nursing facility services as indicated in item 3.1(b) of this plan.

1902(e)(7) of
the Act,
P.L. 99-509
(Section 9401(d))

(viii) Inpatient services that are being furnished to infants and children described in section 1902(1)(1)(B) through (F) of the Act on the date the infant or child attains the maximum age for coverage under the approved State plan will continue until the end of the stay for which the inpatient services are furnished.

1902(e)(9) of the
Act, P.L. 99-509
(Section 9408)

/ (ix) Respiratory care services are provided to ventilator dependent individuals as indicated in item 3.1(h) of this plan.

1903(v) of the Act
P.L. 99-509
(Section 9406)

(x) Emergency services necessary to treat an illegal alien for an emergency medical condition, as defined in section 1903(v)(3) of the Act, are provided.

ATTACHMENT 3.1-A identifies the medical and remedial services provided to the categorically needy and specifies all limitations on the amount, duration and scope of those services.

TN No. 87-9
Supersedes
TN No. 87-4

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 1008P/0011P

Revision: HCFA-PM-87-4 (BERC)
MARCH 1987

OMB No.: 0938-0193

State/Territory: Guam

Citation
Part 440,
Subpart B

3.1 (a) (2) This State plan covers the medically needy.

☒ No.

☐ Yes. The services described below and in ATTACHMENT 3.1-B are provided.

Services for the medically needy include:

1902(e)(5) of
the Act,
P.L. 99-272
(Section 9501)

(i) Prenatal care and delivery services for pregnant women.

(ii) For women who, while pregnant, were eligible for, applied for, and received medical assistance under the approved State plan, all pregnancy-related and postpartum services will continue to be provided, as though the women were pregnant, for 60 days after the pregnancy ends, beginning on the last day of pregnancy.

☐ (iii) For pregnant women, services for any other medical condition that may complicate the pregnancy.

1902(a)(47) and
1920 of the Act,
P.L. 99-509
(Section 9407)

☐ (iv) Ambulatory prenatal care for pregnant women who are medically needy individuals is provided as indicated in item 3.6 of this plan.

(v) Ambulatory services, as defined in ATTACHMENT 3.1-B, for recipients under age 18 and recipients entitled to institutional services.

☐ Not applicable with respect to recipients entitled to institutional services; the plan does not cover those services for the medically needy.

TN No. 87-4
Supersedes
TN No. 87-2

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 1008P/0011P

Revision: HCFA-PM-87-4 (BERC)
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OMB No.: 0938-0193

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3.1 (a) (2) (Continued)

(vi) Home health services to recipients entitled to skilled nursing facility services as indicated in item 3.1(b) of this plan.

☒ Not applicable; the plan does not cover skilled nursing facility services for the medically needy.

Part 440,
Subpart B

(vii) ☐ Services in an institution for mental diseases.

☐ Services in an intermediate care facility for the mentally retarded.

1902(e)(9) of
the Act,
P.L. 99-509
(Section 9408)

☐ (viii) Respiratory care services are provided to ventilator dependent individuals as indicated in item 3.1(h) of this plan.

Each medically needy group is provided either the services listed in section 1905(a)(1) through (5) and (17) of the Act, or seven of the services listed in section 1905(a)(1) through (20). The services are provided as defined in 42 CFR Part 440, Subpart A and in section 1905(o), 1902(e)(9)(C), and 1915(g)(2) of the Act.

1902(a)(10)(C)(iv),
1902(e)(9)(C), and
1905(a)(19)
and (20) of the Act,
P.L. 99-509
(Section 9408)
and P.L. 99-514
(Section 1895(c)(3))

☐ Not applicable with respect to nurse-midwife services under section 1902(a)(17). Nurse-midwives are not authorized to practice in this State.

TN No. 87-4

Supersedes

TN No. 87-2

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 1008P/0011P

Revision: HCFA-PM-87- 9 (BERC)
AUGUST 1987

OMB No.: 0938-0193

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Citation

1903(v) of the
Act, P.L. 99-509
(Section 9406)

3.1 (a) (2) (Continued)

(ix) Emergency services necessary to treat
an illegal alien for an emergency
medical condition, as defined in section
1903(v)(3) of the Act, are provided.

ATTACHMENT 3.1-B identifies the services
provided to each covered group of the medically
needy; specifies all limitations on the amount,
duration, and scope of those items; and
specifies the ambulatory services provided
under this plan and any limitations on them.

TN No. 87-9
Supersedes
TN No. 87-4

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 1008P/0011P

Revision: HCFA-PM-87-9 (BERC)
AUGUST 1987

OMB No.: 0938-0193

Territory: GUAM

Citation

1902(a)(10)(E) 3.1 (a) (3) Medicare cost sharing for qualified Medicare
and clause (VIII) beneficiaries described in section 1905(p) of
of the matter the Act is provided only as indicated in
following (E) item 3.5 of this plan.
and 1905(p)(3)
of the Act,
P.L. 99-509
(Section 9403)

Sec. 245A(h)
of the Immigration
and Nationality
Act, P.L. 99-603
(Section 201)

(4) Limited Coverage for Certain Aliens.

(i) Aliens granted lawful temporary resident
status under section 245A of the Immigration
and Nationality Act who meet the financial
and categorical eligibility requirements
under the approved State Medicaid plan are
provided the services covered under the
plan if they--

- (1) Are aged, blind, or disabled
individuals as defined under OAA, AB,
APTD, and AABD;
- (2) Are children under 18 years of age; or
- (3) Are Cuban or Haitian entrants as
defined in section 501(e)(1) and (2)(A)
of P.L. 96-422 in effect on
April 1, 1983.

(ii) Except for emergency services and
pregnancy-related services, as described in
§447.53(b), aliens granted lawful temporary
resident status under Section 245A of the
Immigration and Nationality Act who are not
identified in item 3.1(a)(4)(i)(1) through
(3) above who meet the financial and
categorical eligibility requirements under
the approved State Medicaid plan are
provided services under the plan no earlier
than five years from the date the alien is
granted lawful temporary resident status.

TN No. 87-9
Supersedes
TN No. 87-4

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 2000P/0020P

Revision: HCFA-PM-87-9
JULY 1997

(BERC)

OMB No.: 0938-0193

Territory: Guam

Citation 3.1 (a) (4) (Continued)

1902 (a) and 1903 (iii) *Limited Coverage for Certain Aliens: An alien who is not a qualified alien or who is a qualified alien, as defined in section 431(b) of PL 104-193, but is not eligible for Medicaid based on alienage status, and who would otherwise qualify for Medicaid is provided Medicaid only for care and services necessary for the treatment of an emergency medical condition (including emergency labor and delivery) as defined in section 1903 (v)(3) of the Act.*

Part 440, Subpart B and 1902(a) and (a) (10), 1903 (v) and 1915(g) of the Act, P.L. 99-272 (Sections 9501 and 9505) and P.L. 99-509 (Sections 9401(c), 9406, and 9408) Sec. 245A of the Immigration and Nationality Act, P.L. 99-603 (Section 201)

(5) Except for those items or services for which sections 1902(a), (a) (10), and 1903 (v) of the Act, 42 CFR 440.250, and section 245A of the Immigration and Nationality Act permit exceptions:

(i) Services made available to the categorically needy are equal in amount, duration, and scope for each categorically needy person.

(ii) The amount, duration, and scope of services made available to the categorically needy are equal to or greater than those made available to the medically needy.

☐

Yes

☒

Not applicable. The medically needy are not covered.

TN No. 97-1

Supersedes

TN No. 87-9

APR 10 1998

Approval Date

JUL 01 1997

Effective Date

HCFA ID:2000P/0020P

Revision: HCFA-PM-87-4 (BERC)
MARCH 1987

OMB No.: 0938-0193

Territory: Guam

Citation

3.1 (a) (5) (Continued)

(iii) Services made available to the medically needy are equal in amount, duration, and scope for each person in a medically needy coverage group.

☐ Yes.

☒ Not applicable. The medically needy are not included in the plan.

TN No. 87-4

Supersedes

TN No. ~~87-2~~ 87-2

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 2000P/0020P

Revision: HCFA-PM-87-4 (BERC)
MARCH 1987

OMB No.: 0938-0193

State/Territory: Guam

Citation

3.1 (a) (5) (Continued)

(iii) Services made available to the medically needy are equal in amount, duration, and scope for each person in a medically needy coverage group.

☐ Yes.

☒ Not applicable. The medically needy are not included in the plan.

441.55
50 FR 43654

(a) (6) The Medicaid agency meets the requirements of 42 CFR 441.56 through 441.62 with respect to early and periodic screening, diagnosis and treatment (EPSDT) services.

☒ The Medicaid agency has in effect agreements with continuing care providers. Described below are the methods employed to assure the providers' compliance with their agreements.

TN No. 87-4
Supersedes
TN No. 85-4

Approval Date 10/10/89

Effective Date 7/1/89

HCFA ID: 1008P/0011P

State Guam

3.1(b) Home health services are provided in accordance with the requirements of 42 CFR 441.15.

(1) Home health services are provided to all categorically needy individuals 21 years of age or over.

(2) Home health services are provided to all categorically needy individuals under 21 years of age.

☐ Yes
☒ Not applicable. The State plan does not provide for skilled nursing facility services for such individuals.

(3) Home health services are provided to the medically needy:

☐ Yes, to all

☐ Yes, to individuals age 21 or over; SNF services are provided

☐ Yes, to individuals under age 21; SNF services are provided

☐ No; SNF services are not provided

☒ Not applicable; the medically needy are not included under this plan

TRANSMITTAL # 80-1	REC'D RO	APPROVED	1-9-85
12-31-79	84-3	10-1-84	
Approval Date 5/20/80			
Effective Date 12/31/79			

Citation
42 CFR Part
440, Subpart B
42 CFR 441.15
AT-78-90
AT-80-34